

REFUSES TO ANSWER, CASE IS DISMISSED

Mrs. Annie I. Nuttall Declined to Tell
The Court With Whom
She Dined.

When Mrs. Annie I. Nuttall, who is suing her husband for separate maintenance, refused to tell the names of the men who went to restaurants and cafes with Judge Morse summarily dismissed her case.

John T. Nuttall, recited as a witness in Judge C. W. Morse's court this morning the conduct of his wife toward him in support of his claim against desertion and asking for the custody of their son, three years old, who seems to be in main contention between the parties.

Before they were married Mrs. Nuttall was a hairdresser by occupation. Nuttall testified. He objected to his wife working after they were married and she decided to stop. Shortly after their child was born, Mrs. Nuttall became dissatisfied, he declared, and wanted to go out working again. This led to trouble and she packed up her things and left his house, going to her mother's, taking the child with her. Her parents were unable to support her and the child, so she went to work again as a hairdresser.

Nuttall alleges that she began to go out with other men. While she was working at a well known dry goods store, Nuttall declares that she alone of the department took her out to dinner a number of times. He also followed her on one or two occasions while she was out with other men going to restaurants and other places. When he objected to her actions, she told him that it was none of his business, he testified.

Before she left him, Nuttall told how he had to get up in the morning and cook his own breakfast. Nuttall also declares that his wife neglects their son in order to work out. They were married in Farmington, September 21, 1904.

ROBBERY CHARGED TO FISK.

The county attorney has issued a complaint against J. B. Fisk, charging him with robbery. The complaint has been filed in the district court and Fisk will have a hearing there. It is alleged that he stole a gold watch and chain from Nick Butkovich on the night of December 23, 1909. The watch was valued at \$100 and the chain at \$25. Fisk was arrested in December with a man named W. S. Jacobson, on the charge of highway robbery but he was discharged at the preliminary hearing.

CHARGES DESERTION.

Heber Hertz filed suit in the Third district court against his wife, Mrs. Alice Hertz, Wednesday, charging her with desertion. They were married in Oakland, Cal., on Sept. 6, 1906, and a year later, he declares, she left him in Stockton, Cal. There are no children as an issue of the marriage.

BOUGHANS' ACTIONS DISMISSED.

Mrs. Elizabeth Boughan's complaint for divorce and Joseph Boughan's counterclaim both charging desertion were dismissed by Judge C. W. Morse Wednesday afternoon after the case had been on trial all day. Neither side proved the allegations made in their complaint and counterclaim and they are to pay their own costs. They lived in Bingham until a year ago, where Mrs. Boughan conducted a boarding house and rented cottages. When their domestic troubles started, Mrs. Boughan moved to Salt Lake leaving her husband in Bingham. The main dispute was in regard to the property rights.

DAMAGES DOUBLED.

Mrs. Jane James obtained double damages Wednesday in her suit against Dr. J. E. Robertson, which was tried for the second time in Judge Ritchie's division of the district court. The jury returned a verdict of \$3,500, as damages for malpractice for the treatment of her right eye. When the case was tried before, Mrs. James obtained a verdict of \$1,750. Dr. Robertson was dissatisfied with the first trial and moved for a new trial, which he obtained and resulted in a larger verdict than before.

OLD SUIT CLOSED.

After pending in the courts for about a year, the case of Alexander E. Lee against C. H. Banks, former judge of the peace of Murray, was dismissed Wednesday by Judge W. D. Lewis on his own motion because Justice Banks' term had expired, and judgment could not be enforced. Lee brought the action to compel Banks to issue a complaint against him for the violation of the building ordinance, but before it could be heard by the court Justice Banks' term had expired and his successor had been elected.

NEVER SERVED.

Ellen Ives brought suit against L. P. Lund in the Third district court this morning to set aside a judgment of \$484, which was obtained by Lund against her. It is set forth that the judgment was entered in Justice of the Peace C. F. Durand's court in Murray, and that no service of any kind was made on Mrs. Ives.

HUSBANDS ARE DISMISSED.

There were two failures to provide cases in the criminal division of the city court this morning. Alma C. Smith was arraigned on the charge of failing to provide for her minor children. He pleaded inability to pay, and the case was set for March 7. He was released on his own recognizance, as it was shown he had given money to his family recently. The case against James H. Young, was dismissed on motion, as it appeared Young had been providing for his family.

RUMOR OF BIG DEAL.

Holmes Residence Said to be in View For Apartment.

An unsubstantiated rumor was current in this city Wednesday evening that the historic structure on the southwest corner of South Temple and State streets either had been sold or was in process of sale to unnamed eastern capitalists who intend to erect a large apartment house there to cost a large sum of money. The location is so advertised.

Cor. 2d So. and State. Phone 552.

Savings you may realize at either of our two stores on the most necessary household druggist sundries.

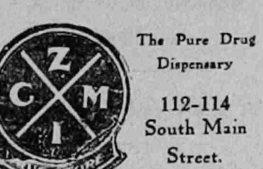
50c Seven S. Sisters Hair Grower
\$1.00 Cokes Dandruff Cure
25c Hydrogen Peroxide
75c Colgate's Toilet Water
75c Pinaud's Lilac Toilet Water
\$1.25 2 qt. water bottle, "Red or State"
60c Peerless Rubber Glove
50c Armour's and Cudahy's Beef Extract
\$1.00 Dozen Rolls Toilet Paper
25c Chamols
Phone 552
Your Orders

Godbe-Pitts Drug Co.
Cor. Main and 1st So. Phone 140.

Bath Cabinets

You will find a bath cabinet especially useful at this season of the year. For any sickness resulting from cold, for blood impurity or kidney trouble, there is no better treatment.

BATH CABINETS
\$5.00 \$7.50, \$10.00



The Pure Drug Dispensary
112-114 South Main Street.

advantageous and suitable for such an enterprise that the move is being believed.

The property has a frontage of 165 feet each on the two streets, though the valuation is based on South Temple street values, so it is thus estimated at \$300 per front foot for the site alone.

The actual cost of the residence is estimated at \$10,000, with furniture that was valued at \$4,000, a variable price for the times in which the house was built.

The church secured possession of the property by paying Mrs. Amelia Young \$10,000 for her life interest. The government confiscated it at the time of the seizure, during the marshaling of Frank Dyer, along with the Tilghing yard and other possessions of the church, but the church retained all of the property to their rightful owner. During this time the residence was rented for various purposes by Receiver Henry Lawrence, the Keeley institute occupying it for some time, and for a while it was idle and unoccupied.

Finally Col. E. F. Holmes, six years ago, bought the corner with its valuable contents from the church, through President Snow, and has since retained it as a residence when he and Mrs. Holmes came to be in this city. The colonel has built in connection with the residence a valuable art gallery, and a garage, besides retaining the property to their rightful owner. During this time the residence was rented for various purposes by Receiver Henry Lawrence, the Keeley institute occupying it for some time, and for a while it was idle and unoccupied.

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MAD MELBA KNEELS IN SNOW AND SINGS

Mrs. Charles Sykes, Believed to be Insane,
Is Arrested by Police
Outside Temple Gates.

Kneeling in the snow and singing a plaintive Indian love song in the tongue of her ancestors, Mrs. Charles Sykes, a descendant of the Cherokee tribe, was arrested shortly after 8 o'clock this morning in the shadow of the temple by Police Sergeant John J. Roberts. The woman's mind was unbalanced and she probably returned this afternoon to the asylum, from which institution she was released a few days ago, after having been confined for more than two months.

Worse attended to by a nurse of her daughter in Nevada on a murder charge is believed by the police to have unbalanced the woman's mind. The girl is said to be awaiting trial at the present time in a jail at Elko, Nev. It was a drawn-out, strange, and a woman that knelt in a sort of song prayer this morning on upper Main street, directly in front of the east entrance to the temple grounds. She was apparently oblivious to the throng that gathered at a respectful distance to hear her supplications. The wild, fantastic Cherokee song position was followed by a hymn and then the weird woman of the plains sang "Annie Laurie."

It was not the effort of a novice. No one in the crowd that had paused to listen knew that the singer, "Mad Melba," as she is known to the police, had studied with the masters, but the throng was fascinated by the voice and the feeling interpreted by the notes. The notes from the mad woman's throat came clear and sweet. But the swan song, as it were, was never finished, for a big policeman interrupted the offertory and hustled the woman away to jail.

At police headquarters the woman surprised the desk sergeant and station officers by her mental alertness. She spoke French, Spanish, Cherokee, and good English with an ease that caused the minions to gasp. She was not boisterous and protested her sanity, but did not appear averse to going to jail. She was led away to the women's ward singing a snatch from "The Last Rose of Summer."

Only yesterday Mrs. Sykes called upon Chief of Police Barlow and Mayor Gifford to thank them for the kindly way in which she had been treated during her previous incarceration. She appeared to be rational and expressed a desire to return to Nevada to see her daughter, who she said was awaiting trial on a charge of murder. The woman has a husband in Salt Lake. He is said to have been arrested a few months ago on a charge of assault but was released because the woman was unable to testify against him on account of her demented condition.

FOURTEEN WILLIES "PINCHED."

Patrolman George Moore late this afternoon returned from a round-up of the Holy Cross hospital grounds on the east side. He gathered in 14 "vags" who had been loitering on the grounds and landed them all in jail.

TO INCREASE MEMBERSHIP.

Manufacturers' Association Enters Campaign to Enlist New Members.

Secretary D. F. Collett has commenced a vigorous campaign to increase the membership of the Manufacturers' association of Utah. He hopes that the meeting and big banquet to be given February 10 will mark the appearance of many new members. Beginning with March 1, an initiation fee of \$12 will be charged all applicants for membership, and all who sign the roll before that date will escape that fee, paying only the monthly dues of \$1.

Mr. Collett says, "A good many manufacturers throughout the state complain that the people do not patronize our goods. The reason, he says, is that many of these manufacturers do not join the Manufacturers' association, which is established primarily to overcome the very condition which these men complain. The association is here to boost Utah products, and to educate and influence, as far as it lies in its power, the people to support home industries. In the face of this, many manufacturers are derelict in lending their support to the association and thereby helping on in the good work of boosting for Utah."

The following is part of a letter the secretary is sending out to letter concerns in various parts of the state: "Increasing membership of the Manufacturers' Association of Utah it would be to the interest of your firm to be identified with this organization. Many reasons may be given, but we will name only a few. First, the dues are only \$2 a month, and the advertising done by the association for its members is worth many times that amount. Second, the organization is one of the main-springs of success in any direction. You will have more than 100 big firms boosting your business the minute your name is enrolled as a member. The following are the largest at home benefits you in common with every other manufacturer and business man in general. Get in and help the now thoroughly established movement for better patronage of Utah industries. There are many other ways in which an association of this kind is of benefit to manufacturers. A bureau is maintained where you can obtain any information you desire on industrial affairs, and often questions affecting your line of work may be solved. The following are the member has troubles of any kind, the association takes upon itself the task of seeking to bring relief. The monthly membership meetings of the association are entirely successful. Members get acquainted with each other; mutual interests are discussed; important subjects are handled by experts."

"Your entrance now will save you \$12 and you will be just in time to participate in the biggest advertising campaign ever taken in the interest of home industries. Join in the good cause. We will assure you good value for the nominal outlay."

Free Fish Friday—The Salvation Army will be given first show at Friday's sea hauling in the surplus cans. When the Army have what they want, the county and other applicants for piscatory plunder will be considered.

Lecture on Mexican Customs—Next Sunday evening, Mrs. S. T. Brimhall-Poley will deliver a lecture in the Eighth ward meeting-house on the language and customs of the Mexican people. There will also be Mexican songs and recitations. The lecture begins at 8 o'clock.

Funeral of Mrs. Thomas Dimond—The funeral of Mrs. Thomas Dimond, wife of Bishop Dimond, was largely attended Wednesday, at Taylorville, and the services were very impressive. The body was brought to this city for interment. The Imperial quartet of Salt Lake furnished music.

Tabulating Bids—The state board of land commissioners held a meeting this morning tabulating the bids received for the lease of state lands in forest reserves for grazing purposes. There were about 25 bids, which cover about 40,000 acres of land and the price ranged from 10 cents to 62 cents per acre. It is estimated that the leases if they are entered into will net the state about \$5,000 a year.

PERSONALS.
J. B. Ceell, formerly with the city auditor's office has opened a law office in the Mercantile block.
A. C. Ellsworth, a graduate of Chicago university in 1903, has been elected to membership in the University club.

CHURCH NOTICES.
The regular monthly meeting of the high priests' quorum of the Pioneer stake of Zion will be held at the stake hall on Sunday, Feb. 6th at 10 a. m. All members of the quorum are urged to be present.

The priesthood of the Pioneer stake of Zion will hold their regular monthly meeting in the stake hall on Monday evening, Feb. 7th at 7:30 o'clock. A full attendance is desired.

The monthly meeting of the priesthood of the Granite stake will be held on Saturday, Feb. 6th at 10 a. m. at the stake tabernacle. A full representation is desired.

VETERAN FIREMEN.
The Veteran Firemen's association met Wednesday evening at its Canyon Road hall. The nominating committee reported these officers to be voted on at the annual meeting on the evening of March 2 next: President, George M. Ottinger; vice president, George M. Ottinger; Henry Cottle; treasurer, William Cardwell; trustees, John Snell, three years; S. R. Skidmore, Henry Layland, two years; William Odd, Col. Angell, one year. Committee on entertainment, George M. Ottinger, James Peacock, Henry Tauffer, Rube Simpson, and the five trustees. The following standing committee from the Ladies' Auxiliary to aid the entertainment committee was decided on: Mesdames C. O. Burns, Tauffer, Snell, Simpson and Misses Knight and Simpson. As the selection of these names for the entertainment committee generally is equivalent to an election, the action of March 2 is likely to be a purely perfunctory one, the occasion made more of a social one.

OPERATE IN FAVOR OF SMALLER LINES

Richardson of Alabama Introduces
Amendment Requiring Railroads
To Accept All Shipments.

Washington, Feb. 3.—At the instance of representatives of several smaller roads of the west and on endorsement of individual shippers, Representative Richardson of Alabama, a member of the house down the interstate and foreign commerce, has presented in that committee an amendment to the railroad bill of Representative Townsend, the administration measure, providing that the railroads be required to handle freight shipments over any connecting line.

Under the amendment the initial carrier would be obligated to remarkably to its destination without unloading, whether the initial road had any exchange arrangement with the connecting line or not. The amendment was introduced in favor of many small roads that have no traffic arrangements with trunk lines, and that frequently, Mr. Richardson says, are deprived of revenue by the larger roads to prevent their upbuilding.

EXPRESS MERGER UNDER WAY.
American Company Reported to Have Purchased S. P. Holdings.

New York, Feb. 2.—Holdings of the Harriman estate, which heretofore practically controlled Wells-Fargo & Co., have been liquidated, according to an unconfirmed report here today. It is reported also, apparently authoritative, that the Southern Pacific company has sold its stock holdings in the company.

It was said in authoritative circles today that the American Express company has purchased the Southern Pacific Railroad company's holdings in the stock in the Wells-Fargo company, which is taken to indicate that a merger of the two express companies is under way.

Although Southern Pacific holdings in the Wells-Fargo—46,000 shares—do not represent stock control of that concern, the remainder of the shares owned of those held by the Harriman estate are so widely scattered that the block could easily swing the balance of power.

END OF SUGAR RATE WAR.

Railroad Representatives Reach Tentative Agreement for Readjustment.
Chicago, Feb. 3.—After a two days' session, representatives of western, eastern and southern railroads have succeeded in forming a tentative plan for a readjustment of sugar rates which will put an end to the rate war waged with respect to this commodity.

EXCURSION RATES THE SAME.

Roads East of Rocky Mountains Follow Decision of Coast Lines.
Chicago, Feb. 3.—Passenger fares for conventions and special excursions next summer will be made on the same basis as in the last two or three years. This was determined at a meeting of general passenger agents yesterday, representing roads east of the Rocky mountains, following a meeting of transcontinental lines last week at which the same decision was reached for Pacific coast travel.

THE FAMILY OF THE LATE MRS. JAMES H. MAXWELL wish to tender their heartfelt thanks for the kind assistance and sympathetic interest shown by the friends of our beloved wife and daughter and the neighbors and the Sunday school and Relief society of the Sixteenth ward for their beautiful flowers.

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MR. AND MRS. J. LANGENBACKER.

LOCAL MARKETS

Local commission houses report quite an amount of goods on hand with comparatively few buyers, as in some unexplained way, consumers appear to be so well supplied that they are not doing as much purchasing as usual. As the head of one commission house says, "People seem to be living on vegetables, and the simpler kind at that." Receipts from the coast have been delayed by the damage to the steamer cut-off, but these are now arriving. Ranch eggs are down from 50 to 45 cents; oranges have taken a corresponding orange down the scale of a nickel, selling now at 30, 40 and 45 cents. There are no changes in meats. The corruption of oleomargarine has increased so remarkably that dealers along the river believe that as between the consumption of that and butter, it is a stand-off. Half a dozen commission houses and any number of retailers have taken out licenses to sell oleomargarine. The local creamery men affect to view the situation with lofty indifference, and say they are not at all sorry, as they are now able to ship so much more of their butter to the Pacific coast at remunerative prices. But Salt Lake dealers are remarking that in March the fresh spring grass will be much in evidence in California, when the cattle will be giving what is called June grass butter and plenty of it so the need of butter from Utah and short weight at that, will not be felt. Then, it is predicted, the price will come down. Last week, the supply of oleomargarine was short; but dealers say now there is plenty on hand. Utah turkeys are arriving on the market, but are not doing well, owing to the high price, 32 cents retail, there is not much of a demand. Corn is not strong, owing to large supplies on hand ordered for the sheepmen who decline to accept the same, now that the danger of starvation of their flocks is passed. The quotations obtaining in today's market are as follows:

RETAIL.
FLOUR, GRAIN AND HAY.
Family flour, per cwt. 3.00
Flour, straight grade, per cwt. 3.20
Flour, high patent, per cwt. 3.30
Bran and shorts 1.40
Timothy hay, per cwt. 1.60
Alfalfa hay, per cwt. 1.00
Corn, per cwt. 1.55
Wheat, per cwt. 1.75
Wheat, per cwt. 2.20